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In The United States Patent And Trademark Office

Appn. Number: 10/771,822  
Appn. Filed: 02/03/2004  
Applicants: Jack H. Cohen and Bob C. Brooks  
Title: Stake-pulling Device  
Examiner/GAU: Horton, Yvonne M.

Mailed: September 28, 2005

At: Templeton, CA

**Ammendment A**

Assistant Commissioner for Patents  
Washington, District of Columbia 20231

Sir:

In response to the Office Action mailed 06/30/2005 please amend the above application as follows:

**Specification:** On page 2, under **Description of Drawings**, under **Figure 5**, change "to" to -top-.

**Claims:** Cancel all claims of record and substitute new claims 13 to 23 as follows.

13. A stake-removal device for dislodging and removing stakes from a newly poured slab, comprising;

a stake holding means whereby a stake can be securely held to be dislodged and removed from the interior of a perimeter of said slab,

a concrete pole connection means whereby said stake removal device is connected to a concrete pole,  
said concrete pole connection means comprises a sleeve tube that fits over the diameter of the concrete pole.

14. The stake-removal device of Claim 13 wherein said sleeve tube is positioned and held in position on the concrete pole by a spring button passing through aligned holes in the concrete pole and the sleeve tube.

15. The stake-removal device of Claim 13 wherein said stake holding means includes a flexible loop wherein said loop is positioned over the end of a concrete stake.

16. The stake-removal device of Claim 15 wherein the loop is made from a flexible line.

17. The stake-removal device of Claim 16 wherein the said line is covered with a flexible tube.

18. The stake-removal device of Claim 15 wherein the flexible loop is created by the connection of two ends of an elongated flexible member by a ferrule crimped to hold said ends securely.

19. The stake-removal device of Claim 18 wherein said ferrule is attached by a securing pin to a slider tube.

20. The stake-removal device of Claim 19 wherein said slider tube is of sufficient size to fit within a sleeve tube.

21. The stake-removal device of Claim 19 wherein the slider tube is held in position within the sleeve tube by a spring button passing through aligned holes located in the slider tube and the sleeve tube.

22. The stake-removal device of Claim 15 wherein the loop is made from a band of flexible material.

23. The stake-removal device of Claim 13 wherein said stake holding means is fixably attached to a slider tube, said slider tube including treads which correspond with threads in a sleeve tube, whereby the slider tube is threaded into said sleeve tube.

#### **Remarks-General**

The applicants have rewritten all claims to comply with the examiner's criteria for Allowable Subject Matter. Independent Claim 13 is a combination of canceled Claim 3, with the limitations of canceled base Claim 1. Claims 14 to 23 are dependent on Claim 13 and therefore should be allowable.

#### **Conclusion**

For the above reason, applicants submit that the specification and claims are now in proper form, and that the claims all define patentability over

the prior art. Therefore they submit that this application is now in condition for allowance, which action they respectfully solicit.


**Conditional Request For Constructive Assistance**

Applicants have amended the specification and claims of this application so that they are proper, definite, and define novel structure that is also unobvious. If, for any reason this application is not believed to be full condition for allowance, applicants respectfully request the constructive assistance and suggestions of the Examiner in order that the undersigned can place this application in allowable condition as soon as possible and without the need for further proceedings.

Very respectfully,



Jack H. Cohen



Robert C. Brooks

-----Applicants Pro Se-----

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September 28, 2005



Robert C. Brooks, Applicant

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